



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U. S. application of: ) Before the Examiner  
Robert C. Stolmeier ) (Unassigned)  
 )  
Serial No. 10/666,060 )  
 )  
Filed: September 18, 2003 )  
 )  
POUCH WITH SPOUT ) April 1, 2004

### INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to the duty of disclosure embodied in 37 C.F.R. §1.56, Applicant wishes to bring to the attention of the Examiner the references listed on the enclosed Information Disclosure Statement (PTO Form 1449). These references have not been previously submitted in this application, and have not been heretofore cited by the Examiner. No copies of the references are enclosed in accordance with 37 C.F.R. §1.98.

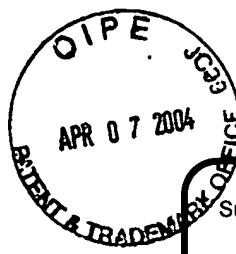
<p>I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on <del>April 31, 2004</del> <i>April 1, 2004</i></p>	
<p><b>John V. Daniluck</b> Registered Representative <i>John V. Daniluck</i> Signature</p>	
<p><i>1 April 2004</i> Date of Signature</p>	

The filing of this Information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to patentability as defined in §1.56(b).

This Statement is being submitted prior to an Office Action on the merits of the case. Therefore, it is believed that no fee is required for consideration of the submitted item. However, should any fee be required, please charge such fee to Deposit Account No. 23-3030, but not to include any payment of issue fees.

Respectfully submitted,

By   
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WEMMH/SB/08A (4/03)

Approved for use through 10/31/2002. OMB 0651-0031

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## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

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**Complete if Known**

Application Number	10/666,060
Filing Date	September 18, 2003
First Named Inventor	Robert C. Stolmeier
Group Art Unit	2737
Examiner Name	
Attorney Docket Number	3046-272

## U.S. PATENT DOCUMENTS

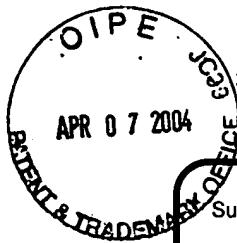
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (If known)			
		US-1,920,321	08-01-1933	Rosmait	
		US-1,930,659	10-17-1933	Purdy	
		US-1,951,599	03-20-1934	Dever	
		US-2,978,769	04-11-1961	Harrah	
		US-2001/0000461	04-26-2001	Pfeiffer et al.	
		US-2001/0002504	06-07-2001	Provan et al.	
		US-2001/0038016	11-08-2001	Russo	
		US-2002/0033396	03-21-2002	Hupp et al.	
		US-2002/0072460	06-13-2002	Ausnit	
		US-2002/0152723	10-24-2002	Ausnit	
		US-2002/0154837	10-24-2002	Ausnit	
		US-2002/0194816	12-26-2002	Schneider et al.	
		US-2003/0100424	05-29-2003	Barmore et al.	
		US-3,030,003	04-17-1962	Schanzle	
		US-3,619,395	11-09-1971	Skendzic	
		US-3,685,562	08-22-1972	Ausnit	
		US-4,241,865	12-30-1980	Ferrell	
		US-4,301,639	11-24-1981	Hamilton	

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		US-4,332,344	06-01-1982	Strodthoff	
		US-4,333,299	06-08-1982	Hamilton	
		US-4,337,889	07-06-1982	Moertel	
		US-4,358,466	11-09-1982	Stevenson	
		US-4,415,386	11-15-1983	Ferrell et al.	
		US-4,534,752	08-13-1985	Ferrell et al.	
		US-4,617,683	10-14-1986	Christoff	
		US-4,620,320	10-28-1986	Sullivan	
		US-4,620,665	11-04-1986	McSherry	
		US-4,637,063	01-13-1987	Sullivan et al.	
		US-4,655,862	04-07-1987	Christoff et al.	
		US-4,691,370	09-01-1987	MacFee	
		US-4,736,450	04-05-1988	Van Erden et al.	
		US-4,786,190	11-22-1988	Van Erden et al.	
		US-4,787,880	11-29-1988	Ausnit	
		US-4,823,961	04-25-1989	Griesbach et al.	
		US-4,844,759	07-04-1989	Boeckmann	
		US-4,878,987	11-07-1989	Ven Erden	

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				Application Number	10/666,060
				Filing Date	September 18, 2003
				First Named Inventor	Robert C. Stolmeier
				Group Art Unit	2737
				Examiner Name	
Sheet	3	of	6	Attorney Docket Number	3046-272

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Examiner Initials <sup>1</sup>	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
		US-4,886,373	12-12-1989	Corella	
		US-4,902,140	02-20-1990	Branson	
		US-4,925,316	05-15-1990	Van Erden et al.	
		US-4,956,964	09-18-1990	Jones, deceased et al.	
		US-5,005,707	04-09-1991	Hustad et al.	
		US-5,030,190	07-09-1991	Woods et al.	
		US-5,035,517	07-30-1991	Edelman	
		US-5,048,692	09-17-1991	Handler et al.	
		US-5,059,033	10-22-1991	Branson	
		US-5,107,658	04-28-1992	Hustad et al.	
		US-5,172,980	12-22-1992	Provost	
		US-5,181,365	01-26-1993	Garvey et al.	
		US-5,273,514	12-28-1993	Kristensen	
		US-5,275,491	01-04-1994	Kuge et al.	
		US-5,350,240	09-27-1994	Billman et al.	
		US-5,400,565	03-28-1995	Terminella et al.	
		US-5,461,845	10-31-1995	Yeager	
		US-5,468,206	11-21-1995	Buchanan	

Examiner Initials <sup>1</sup>	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>

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		US-5,699,653	12-23-1997	Hartman et al.	
		US-5,768,852	06-23-1998	Terminella et al.	
		US-5,772,332	06-30-1998	Geller	
		US-5,782,733	07-21-1998	Yeager	
		US-5,788,378	08-04-1998	Thomas	
		US-5,806,984	09-15-1998	Yeager	
		US-5,816,709	10-06-1998	Demus	
		US-5,823,933	10-20-1998	Yeager	
		US-5,829,884	11-03-1998	Yeager	
		US-5,911,508	06-15-1999	Dobreski et al.	
		US-5,938,337	08-17-1999	Provan et al.	
		US-5,951,453	09-14-1999	Yeager	
		US-5,964,532	10-12-1999	St. Phillips et al.	
		US-6,068,585	05-30-2000	Ouchi	
		US-6,071,011	06-06-2000	Thomas et al.	
		US-6,149,302	11-21-2000	Taheri	
		US-6,177,172	01-23-2001	Yeager	
		US-6,178,722	01-30-2001	McMahon	

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Application Number		10/666,060			
Filing Date		September 18, 2003			
First Named Inventor		Robert C. Stolmeier			
Group Art Unit		2737			
Examiner Name					
Sheet	5	of	6	Attorney Docket Number	
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		US-6,217,216	04-17-2001	Taheri	
		US-6,224,528	05-01-2001	Bell	
		US-6,279,298	08-28-2001	Thomas et al.	
		US-6,286,189	09-11-2001	Provan et al.	
		US-6,286,999	09-11-2001	Cappel et al.	
		US-6,289,561	09-18-2001	Provan et al.	
		US-6,293,073	09-25-2001	Caudle	
		US-6,343,455	02-05-2002	Bois	
		US-6,386,762	05-14-2002	Randall et al.	
		US-6,389,780	05-21-2002	Coomber et al.	
		US-6,390,676	05-21-2002	Colombo et al.	
		US-6,412,254	07-02-2002	Tilman et al.	
		US-6,474,045	11-05-2002	McMahon et al.	
		US-6,499,878	12-31-2002	Dobreski et al.	
		US-6,530,870	03-11-2003	Buchman et al.	
		US-6,543,640	04-08-2003	Russo	
		US-6,533,711	03-18-2003	Anderson et al.	
		US-6,575,625	06-10-2003	Cappel et al.	

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